

To: Nina Bell (should the attorneys be cc'ed?)

From: Christine Psyk (cc Lynda Hall, Joelle Gore, attorneys? Bc to the rest of us)

Re: Federal Agencies' Review of Oregon CZARA

Date: July 30, 2014

In accordance with our June 4, 2014, letter, we are providing the following update on our review of comments on our earlier proposed action on Oregon's Coastal Nonpoint Program, as well as the development of responses to those comments. Per our June 4<sup>th</sup> letter, we will provide further updates at the end of September and at the end of November.

To date, NOAA and EPA have completed the following:

- Posted all comments received, including the state's response, on NOAA's website for public viewing at [http://coastalmanagement.noaa.gov/nonpoint/pro\\_approve.html#Oregon](http://coastalmanagement.noaa.gov/nonpoint/pro_approve.html#Oregon).
- Sent letter dated June 30, 2014, to the Oregon coastal zone program agency heads that NOAA and EPA intend to take final action by January 30, 2015, on the federal agencies' proposed determination that Oregon has failed to submit an approvable coastal nonpoint program.
- Established a process and schedule for reviewing and carefully considering all comments and developing responses to them.
- Categorized all comments received into seven major categories and numerous subcategories, to aid in review.
- Set up five topic teams to lead review and discussion for various aspects of Oregon's program and prepare written responses to the comments and update the proposed decision rationales, as needed (i.e., new development/onsite sewage disposal systems, forestry-riparian areas, forestry-landslides, forestry-roads, forestry-pesticides, agriculture).
- Hold regular meetings for various groups:
  - Topic team (weekly): to discuss public comments, state submission, and potential responses to comments and changes needed to proposed decision rationales.
  - Technical team (weekly): to share progress of topic teams, get feedback from full technical team, t-up specific legal questions or decision points for legal and management teams, respectively, and ensure coordination among topic teams.
  - Managerial team (monthly): to provide programmatic guidance to technical team and weigh in on critical decision points.
  - Legal team (monthly): to provide legal guidance to technical and managerial teams.
- Held initial discussions on the following aspects of Oregon's program in consideration of the public comments received and the state's response (new development, OSDS, forestry-landslides, forestry-pesticides, agriculture, forestry-riparian, forestry-roads).
- Began drafting responses to comments related to general program issues, new development, OSDS, and ???.

Feel free to contact me via email or at 206-553-1906 or Joelle Gore at [joelle.gore@noaa.gov](mailto:joelle.gore@noaa.gov) or 301-563-1177 with any questions.

To: Nina Bell (should the attorneys be cc'ed?)

From: Christine Psyk (cc Lynda Hall, Joelle Gore, attorneys?) Bc to the rest of us)

Re: ~~Bimonthly Progress Report on OR Federal Agencies' Review of Oregon CZARA~~ Progress being made toward meeting the January 30, 2015 decision deadline

Date: July 30, 2014

In accordance with our June 4, 2014, letter, we are providing the following update on our review of As NOAA and EPA committed to in our June 4, 2014, letter to the Northwest Environmental Advocates, below is the federal agencies' first bi-monthly report on the progress being made toward meeting the January 30, 2015, date to make a final determination comments on our earlier proposed action on Oregon's Coastal Nonpoint Program, as well as the development of responses to those comments. We look forward to providing you with additional progress Per our June 4<sup>th</sup> letter, we will provide further updates at the end of ~~by~~ September 30 and at the end of November 30.

**Ex. 5 - Attorney Client**

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- Set up five topic teams to lead review and discussion for various aspects of Oregon's program and prepare written responses to the comments and update the proposed decision rationales, as needed (i.e., new development/onsite sewage disposal systems, forestry-riparian areas, forestry-landslides, forestry-roads, forestry-pesticides, agriculture).
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